



Grant of Request for Assignment of Rights from the Government to the Small Entity Contractor and License to the Government

PREAMBLE

In the performance of work under a contract between the National Aeronautics and Space Administration (NASA) and the small entity contractor identified below (the Contractor), an invention, having co-inventors, was made by an employee of the Contractor who is subject to 35 U.S.C. 200 et seq., P.L. 96-517, and regulations promulgated thereunder; and by an employee of the United States Government who is subject to Executive Order 10096 and 37 CFR part 501.

The Contractor has timely elected to retain title to the invention as authorized under the provisions of 35 U.S.C. 202(a) and Federal Acquisition Regulations (FAR) 27.302(b) and 52.227-11(c). The Contractor has additionally requested that NASA assign its rights in the invention, arising from the federal employee's co-inventorship, to the Contractor, as permitted by 35 U.S.C. 202(e) and FAR 27.304-1(d).

The purpose of this instrument is to transfer the Government's interest obtained from its employee(s) listed below to the Contractor pursuant to 35 U.S.C. 202(e).

THE INVENTION

The invention is identified as follows:

NASA Case No. :

Reported to NASA on:

Title:

Application Serial No. :

Filing Date:

Contract No. :

Project No. :

Contractor Name and Address:

The Contractor is a (*Check one*):

small business, _____ college or university,
other nonprofit organization;

(1) Inventor:

Employed By:

(2) Inventor:

Employed By:

(3) Inventor:

Employed By:

(4) Inventor:

Employed By:

(5) Inventor:

Employed By:

This assignment granted herein by NASA is applicable to Inventors (*Check appropriate*):

(1), ☐ (2), ☐ (3), (4), ☐ (5).

DETERMINATION

NASA has determined, subject to the provisions of the statutes and regulations set forth herein:

That the invention identified above is a SUBJECT INVENTION as defined in the NASA FAR Supplement (NFS) at 1827.301, Definitions, and 35 U.S.C. 201(e), P.L. 96-517;

That the principal rights to the SUBJECT INVENTION may be retained by the Contractor upon an election to retain title, which the Contractor did elect, under the provisions of 35 U.S.C. 202(a) and regulations implementing that statute;

That the Contractor as indicated above, and to whom this DETERMINATION and the following GRANT are applicable, has under the provisions of 35 U.S.C. 202(e), requested an assignment of title of the Government's rights in the SUBJECT INVENTION which the Government acquired from its employee under the provisions of 37 CFR Part 501; and

That NASA has consulted with the Contractor in regard to its request for assignment of rights.

GRANT OF REQUEST FOR ASSIGNMENT OF RIGHTS

WHEREAS, the parties to this assignment are the Contractor and the United States Government as represented by the NASA Associate General Counsel (Intellectual Property);

WHEREAS, the grant of this request for rights and assignment by NASA to the Contractor recognizes the applicability of FAR section 27.302 and its policy regarding the mutual benefits flowing from the granting of such requests;

WHEREAS, the grant of this request and assignment is expressly conditioned upon a License to the Government (NASA Form 1604), which was executed by the Contractor on _____, the said License(s), attached hereto and a part of this agreement, being effective upon the execution of the GRANT by NASA.

WHEREAS, the granting of this assignment is subject to the applicable terms, conditions, and reservations, as set forth in 35 U.S.C. 200 et seq., FAR Part 27; NFS Subpart 1827.3; 37 CFR 401 (Department of Commerce regulations on Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts, and Cooperative Agreements) and any other applicable statute or regulation;

NOW THEREFORE, in consideration of the above, the undersigned hereby:

Assigns to the Contractor NASA's full and exclusive right in and to said invention within the United States of America, its territories and possessions, and NASA's entire right, title, and interest in and to said application, and any corresponding continuation or divisional applications, and any patents that issue therefrom; and assigns foreign rights in and to said invention, including rights of priority under the International Convention of Paris (1883), as amended.

Name

Associate General Counsel (Intellectual Property)
National Aeronautics and Space Administration
Code GP
Washington, DC 20546

Date